Locked Him Up in a Cell at Night and Wouldn't Allow Him to Identify Himself-Thought Him a Notorious Bank Burgiar-Bingham Orders Investigation

Charges are to be preferred against Central Office Detectives Fogarty and Boyle, who on Friday night arrested Walter 8. Chatterton, a business man whom they mistook for Uly Burke, a notorious bank burglar and all around crook, and locked him up at Police Headquarters. Capt. McCafferty, head of the Detective Bureau, prepared last night a full report of the affair, which will be forwarded to Commissioner Bingham to-day, and on Thursday the two sleuths will be placed on trial before Third Deputy Commissioner Hanson. While it is not the first mistake of this kind that Central Office men have made Commissioner Bingham intends to make an example of the two sleuths.

The detectives admitted their error yesterday and had no excuse to offer except to say that it was one of those unusual cases of mistaken identity. Fogarty has been in the Detective Bureau many years and has a good record, while Boyle, as a precinct detective under many captains, has also done good work.

"It was a most unfortunate error," said Capt. McCafferty yesterday, and I deeply regret it. I feel sorry that Mr. Chatterton was compelled to undergo such a trying experience, and I can hardly believe that Fogarty and Boyle could make such a terrible mistake. It is surprising to me that men with such excellent records could make such a blunder, but I will say that Mr. Chatterton resembles in some respects Uly Burke, except that the crook has a broken nose that is very conspicuous, and a detective who had ever seen him could hardly mistake him. Uly is wanted for a job outside this State and I am mighty sorry that he will now know that we are after him. He is a notorious safe blower and is as desperate as any cirminal that I know of. He pals with Herman Palmer, alias DutchePalmer, and sometimes known as the Strong Arm Man. Burke was with Handsome Harry Carlton when the latter in 1888 shot and killed Roundsman Brennan at Third avenue and Thirty-third street."

Carlton was arrested by Capt. McCafferty and was hanged for the crime, but Burke got off.

Commissioner Bingham said yesterday be hadn't heart of the Chetterter's Capt. McCafferty yesterday, "and I deeply

Commissioner Bingham said yesterday he hadn't heard of Mr. Chatterton's arrest until he read of it in the newspapers. He immediately ordered a thorough investiga-

immediately ordered a thorough investigation and intimated that the two detectives would be severely dealt with.

Mr. Chatterton was arrested in the cafe of John Haase at 125th street and Park avenue, while on his way home. Fogarty and Boyle told him he was the Uly Burke they were looking for, and although he did his utmost to have them know who he was he was taken down to Police Headquarters and locked up in a cell. Capt. McCafferty was finally notified and he promptly had Mr. Chatterton released. The prisoner was then taken before Magistrate Cornell in the Tombs police court, where he was discharged after a private arraignment.

SLEUTH PEABODY FIRED.

Utterly Untrustworthy and Does Not Hesitate to Lie, Says Gen. Bingham.

Lieut. Frank Peabody, the Central Office sleuth who was ordered by former Inspector. William W. McLaughlin to go out and get something on Mrs. Howard Gould, was dismissed from the force yesterday by Commissioner Bingham. The Commissioner thought at first that the detective had been made a scapegoat by McLaughlin and others interested in the Gould troubles, but in view of the fact that he lied to Third Deputy Hanson and tried to cover his tracks led Gen. Bingham to believe that he was cognizant of what he was doing all along.

Peabody was tried before Mr. Hanson last Thursday on charges of conduct unbecoming an officer in lying to a superior and with disobeying orders. Commis-

I have carefully read the evidence in this

To say that having received an order of secrecy from his inspector made him make false statements to the superior of both the inspector and himself is a subterfuge well illustrating the workings of the "system." A man on the police force seven years knows better and if he doesn't isn't fit to be on the force and it is to be noted that only after Peabody's false statement was proven from outside sources did he finally admit his guilt. liar. In fact he could well have been tried on a charge of insubordination

Peabody's anxiety to consult with a lawyer at the risk of disobedience of orders shows his conscience was not clear and that he was more loval to outside interests than to the Police Department-in other words, he was a traitor to the City of New York.

I have personally talked with and studied Peabody and have no hestitation in saying that he is utterly untrustworthy and does

Such a man is unfit to be a member of this Confining myself strictly to Peabody's own statement in this case, I find him guilty

of both charges and all specifications and sentence him to be dismissed from the police force of the City of New York. Peabody was appointed a patrolman

on January 9, 1900, and was promoted to the rank of detective sergeant July 11. 1901, by Commissioner Murphy. He hadn't been in the Central Office long before he attracted notice by unusual cleverness in landing crooks and right along he has been rated as one of the most skilful detectives in the bureau. He has done exceptionally good work in numerous big cases and was the man who bagged Mabel Parker, the Queen of Forgers, and her husband. Jim Parker, now doing ten years in Sing Sing. Among his colleagues in the bureau he was known as the "stool pigeon" detective be-cause he had more "stools" on his staff than all the men in the other sleuth corps put together. Before entering the Police De-partment he was a prizefighter and fought Joe Gans, the champion lightweight, fifteen rounds in Baltimore. The negro got the decision over him, but it was said that Pea-body had far the better of the battle. decision over him, but it was said that Peabody had far the better of the battle.

It was said at Police Headquarters yes

terday that Peabody had secured a good job as detective for the West Shore Rail. road and that he would enter upon his

THREW BABY FROM THE ROOF. Two Men Seen to Hurl the Bundle-Fall

An infant was picked up dead vesterday in the rear yard of 146 Clinton etreet, where it had been thrown from the roof or from one of the higher windows of the rear tenement at 89 Attorney street, adjoining the court. Max Hammer, a boy, gave the giarm. He says he saw two men throw the child in a gunny sack from the roof of 39 Attorney street. The sack caught on a spike projecting from a clothes pole about eight feet from the ground, and clung there. As it unrolled, the naked child fell put and struck on its head on the pavement of the court, dying almost instantly.

Young Hammer says he heard the baby cry as the sack came through the air, and as it struck the pavement.

Hammer's sister, Edith, two years his senior, also saw the two men with the bundle, and verifies the description. Both think they would know the men if confronted with them. WIFE MURDERER PUT TO DEATH

Death Mouse, Counselled, Dies in Chair. OSSINING, N. Y., June 24.-John Johnson, who killed his wife in Yonkers in 1905, was pnt to death in Sing Sing prison early this morning. The Rev. Dr. Cornelius V. Mahony, rector of St. Augustine's Roman Catholic Church in this village, and his assistant, the Rev. James A. Collins, spent a few hours with him yesterday afternoon and returned to the death house at 5 o'clock this morning, when they administered the last rites of the Church.

Johnson walked into the execution chamber without faltering. He was accompanied by Principal Keeper James Connaughton and the clergymen. In his hand he carried a small crucifix and repeated the prayers for the dying with the priests.

Warden Addison Johnson assisted in the strapping in process, and after the mask and electrodes had been adjusted State Electrician Davis gave the signal to the concealed executioner. The first shock was administered at 5:50:40 and was continued for one minute and five seconds. It was turned off, and after an interval of It was turned off, and after an interval of one minute and twenty-five seconds it was again-applied for five seconds. After Dr. Edward Anthony Spitzka of Philadelphia and Dr. Robert T. Irvine made the usual tests the man was declared dead.

One of the most interested witnesses at the electrocution was the Rev. Aloys H. Davis, the Roman Catholic chaplain of the New Jersey State prison at Trenton, where the death chair is to be used hereafter.

Johnson was an ironmoulder and killed

the death chair is to be used hereafter.

Johnson was an ironmoulder and killed his wife because she refused to live with him after he was released from State prison, where he had sarved time on another charge. His trial took place in the fall of 1905 and the principal witnesses against him were his two children. While he was in the death house he had the assistance of five able lawyers in an effort to save his life and was also advised by Lawyer Albert T.

death house he had the assistance of five able lawyers in an effort to save his life and was also advised by Lawyer Albert T. Patrick, who occupied an adjoining cell for a long time.

In June, 1906, a reprieve was granted by the Governor and his execution was again fixed for July 18. Most of the executions take place on a Monday morning, butWarden Johnson deferred carrying out the mandate of the law and on the day following an order was obtained by Morris Levy of New York staying the execution pending an appeal to the United States Supreme Court.

TRYING TO FREE HAMMOND. Counsel Says Sheriff's Jury Was Too Hasty

in Declaring Inventor Insane. Justice Blanchard reserved decision in the Supreme Court yesterday on an application to reopen the proceedings before the Sheriff's jury which a few days ago declared James Bartlett Hammond, president of the Hammond Typewriter Company, to be insand. James W. Osborne, counsel for Hammond, appeared in support of the application and said that the commission in lunacy had acted with undue haste and had refused an adjournment when Lawyer C. W. Coleman announced that he had retained Mr. Osborne and wished for a

little time in which to enable Mr. Osborne to familiarize himself with the case.
Mr. Osborne said that in his opinion an Mr. Osborne said that in his opinion an attempt was being made by Hammond's relatives to railroad him to an asylum without just cause. He added that Mr. Hammond's condition was improving daily and that with a little time and rest there was every reason to believe that he would soon be himself again. Under these circumstances, Mr. Osborne said, it was shameful to access the company of the said of the to commit him to an asylum as a judi-

cially declared incompetent.

Lawyer John Holden, representing Hammond's brother and other relatives, replied that counsel for Hammond had had every opportunity to submit any evidence they wished.

BROOKLYN AND THE TUNNEL.

The B. R. T. Co. Preparing to Handle the Rush of Passengers at the Borough Hall.

The B. R. T. Company, in anticipation of the early completion of the East River tunnel and the operation of trains direct from The Bronx to the Borough Hall station in Brooklyn, yesterday filed plans for a complete trolley loop system at the Borough Hall. It is estimated that until the terminal service is extended beyond the Borough Hall 30.000 passengers will be landed at that station in the rush hours

be landed at that station in the rush hours in the morning and evening, producing a congestion approaching that at the bridge terminal in Manhattan.

By the scheme submitted by the B. R. T. Company a complete Borough Hall loop is proposed on which cars can be run from any tracks and then out again. The plans have been referred by President Coler to R. W. Creuzbaur, the consulting engineer, and it is understood will have to be conand it is understood will have to siderably modified before receiving the approval of the borough authorities, who favor a removal of switching as far as possible from the Borough Hall.

TWENTY YEARS FOR DESPERADO.

Brooklyn Negro Highwayman Sentenced for Robbery.

Judge Fawcett, in the County Court, Brooklyn, yesterday sentenced Edward Gorley, alias Edward Upshaw, a negro desperado and highwayman, to Sing Sing for twenty years. He was convicted of robbery in the first degree in having held James C. Rustin one night in the heart the Tenderloin district while two of his women confederates took \$150 from his

Gorley has served one term for homicide and has been regarded by the police as one of the most dangerous criminals in Brooklyn. Judge Fawcett closed his comments on the prisoner's desperate career by giving a warning that the severest possentences are to be imposed

sible sentences are to be imposed on criminals of his type.
"Thank you," Gorley coolly remarked as Judge Fawcett advised him to keep out of Brooklyn when he got out of Sing Sing.

NEGRO KILLS WHITE MAN. Prominent Georgian Shot in Quarrel Over

a Hat on an Excursion. LA GRANGE, Ga., June 24 .- In a riot on an excursion train Hal Brewster, son of Col. P. H. Brewster of Atlanta, was shot and killed by French Early, a negro, this afternoon. The train was crowded, many of the excursionists being negroes. Just before the train reached here Brewster had some words with Early about a hat which was claimed by another negro. Others

pegro fired several other shot wounding two more persons, and then leaped from the train. He was captured late this afternoon late this afternoon.

Col. Brewster, father of the dead man, is a leading lawyer of Atlanta, being a member of the firm of Dorsey, Brewster & Howell, counsel for the Southern Railway.

took part in the trouble and the train was soon in an upross. There was a move-ment to throw Early from the train, when he drew a pistol and shot Brewster through

SING SING WARDEN TO QUIT.

Addison Johnson Resigns After Eight Years at the Prison.

Ossining, June 24. -- Addison Johnson has resigned his place as warden of Sing Sing prison and will leave on July 1. He has large business interests and wishes to devote more attention to them. He was appointed eight years ago and has had a very successful administration. There has been only ful administration. There has been only one successful escape since he was put in charge, that of Frank Schliemann, who disappeared from the boiler room several months ago and has not been heard of since. The name of Mr. Johnson's successor has not been announced, although James S. Merritt of Port Chester, ex-Sheriff of Westchester county is mentioned for the place.

BROOKLYN ADVERTISEMENTS.

BROOKLYN ADVERTISEMENTS.

No piano of modern times has done so much to carry music into

Sterling Playerpiano

play it by using the music roll, but because of its excellence as a thoroughly artistic piano for hand playing. If you have an ordinary upright you can get a great deal more for it now in an exchange than later, for the simple reason that ordinary uprights will soon be as much out of date as squares are. The Sterling Playerpiano is the very best of these pianos made to-day. No other piano has given such universal satisfaction. A beautiful concert grand costs \$600 and \$650-a medium size, \$550 and \$600-and you can't do better if you pay \$1,000. An investigation will prove these facts.

The Sterling Piano co..

518-520 Fulton Street, cor. Hanover Place, Brooklyn.

DOG SHUT UP, BURGLARS CAME DESERTER TURNS HIGHWAYMAN.

EPISODE OF THE SONGFUL MAS-TIFF OF TUXEDO PARK.

ne Moon or Melanchely or Suspicion Made Casar So Vocal That Howland Pell Complained and Plate Imprisoned Casar-That Night Thieves Broke In.

The Dinsmore robbery has certainly stirred up Tuxedo. Tuxedo Park's colony is in some ways one big family. All the residents have taken an active interest in the robbery and all that is necessary to start a thief hunt is to mention some sort of a clue or a rumor that strange men are hanging about anywhere this side of the mountains and away goes Tuxedo in automobiles, traps, phaetons and even on motorcycles to run down the robbers. All yesterday afternoon and last night could be heard the honk of automobiles containing amateur sleuths in search of the silverware stealers.

It is doubtful if any one in Tuxedo feels worse over the robbery than Cæsar, a mouse colored mastiff belonging to Alfred Seton, who lives on Tower Hill in Tuxedo Park. Cæsar was locked up on Saturday night because Howland Pell, whose place adjoins the Seton home, made a complaint that the dog was a common

The Seton family sailed for Europe on Wednesday and left Cæsar to spend the summer in Tuxedo. The dog, according to Mr. Pell, has been doing some singing in the moonlight since the departure of the Seton family and the Pell household had lost its sleep.

On the wall of the Tuxedo Park police headquarters, which is at the main entrance gate, can be seen this notice: "Mr. Pell complains that Mr. Seton's dog is a nuisance and that something

should be done with him." This complaint was received on Saturday after three nights of song. Every night now Policeman Plato is despatched at sundown to the Seton place and Cæsar goes into the backyard kennel for the night. Saturday night was the first night he was kennelled and that night came the burglars.

The dog has been very sullen ever since and although pressed for a statement has so far refused absolutely to make one. has so far refused absolutely to make one. Some people in Tuxedo think that the barking of the dog was not prompted by either moon or melancholy, but that the robbers had been around the neighborhood nights waiting for a chance. It is said that the mastiff didn't confine his nocturnal rame blings to his own yard, but kept a general nightly vigil over the whole of Tuxedo Park, especially the shores of the lake to the eastward. It was over this lake that the burglars made their escape in a rowboat from the Dinsmore boathouse. The Jones brothers, members of the Tuxedo police department, have been

The Jones brothers, members of the Tuxedo police department, have been put on the case by Chief Bush. A number of Pinkerton sleuths were hired by the Tuxedo Park Association and went to work yesterday. Chief Bush said last night that the Pinkertons hadn't found out anything other than what he and the Jones brothers had told them. Chief Bush says that there are no slicker detectives in the country than the Jones boys. They got a clue yesterday. They learned from the towerman of the Erie Railroad at Rament that three tough looking men whizzed that three tough looking men whizzed by his place in an automobile on Sunday morning. The auto kert straight on the Sloatsburg road and headed ap-parently for this city. The men, so the towerman declared, had in the back of the automobile what looked like the stolen

Several times yesterday afternoon small Several times yesterday afternoon small boys started rumors that strange men were camping on the side of the mountain to the east, and away went Tuxedo, only to return disappointed. For a long time Chief Bush has been asking for an increase in his force. It is thought quite possible that at the next meeting of the association the increase will be voted.

Will be voted.

There are some residents who are electioneering for the nightly unchaining of the Seton dog, but whether this measure will meet with the approval of the directors and residents is purely a matter of specu-

VIOLETTE WATSON MUTE. Hearing of Lawyer Hansen's Suit Stayed

by a Court Order. The hearing in the suits brought by Dethelf C. Hansen against Violette Watson and Thomas F. Walsh was continued before Referee William A. Purrington at his offices at 80 Wall street yesterday.

Miss Watson appeared in a black and white striped dress and a large ricture hat. There are three actions before the referee. Two are for fees said to be due Hansen from Miss Watson and Thomas F. Walsh as codefendants and one is for libel against Walsh alone. Hansen brought a suit for the woman against Walsh which Walsh characterized as blackmail. The suit was settled over his head and hence the suits

for fees.
Judge Dittenhoefer began by trying to get hiss Watson to identify her signature to some paper which eventually never got in evidence. Miss Watson refused to answer on the ground that her answer would in-criminate her. She refused to state in what way she would be incriminated.

way she would be incriminated.
At this point a lawyer from the offices of
Nicoll, Anable & Lindsay, counsel for Walsh,
came in and said that he had an order from
Justice McCall staying the hearing and
directing Hansen to show cause why the
order for the exemination of Mrs. Watson
should not be dismissed.
Judge officenhosfer and that the Judge stephoefer said that the order only pertained to the two suits for fees, but counsel for Miss Watson refused to allow her to answer any questions on the ground that she would be in contempt of court. Referee Purrington finally decided to put an end to the hearing until the order has been answered in court.

Man Who Helped Hold Up Le Ball on Riverside Drive in the Tolls.

Martin Mullen, 24 years old, a deserter from the United States Navy, was arraigned before Magistrate Walsh in the Tombs police court yesterday charged with highway robbery. The complainant was Henry Le Bau, a linen merchant, who lives at the Schuyler Arms, at Ninety-eighth street and Riverside Drive.

At 1 o'clock on the morning of May 23 Le Bau was set upon at Eightieth street and Riverside Drive by four men, who rifled his pockets and wrenched the studs from his shirtfront. The man who held Le Bau was dressed in the uniform of a

Wishing to rid the service of such a man La Bau told his story to the Admiral in command of the big fleet then at anchor in the North River. The Admiral gave Le Bau a note allowing him to inspect all the sailors in the fleet. Le Beu went from ship to ship and although he carefully scrutinized the assembled sailors, he did not find his assailant. Then he went to the police and left with them a good description of the robber.

In front of a lodging house at 23 Bowery Detectives Harvey. Stapleton and Reap of the Central Office came upon Mullen on Sunday. He answered the description of the robber and was arrested. The police soon discovered that Mullen had deserted from the battleship Connecticut on April 28 while the ship was at Hampton Roads.

Mullen was taken to the Tombes and the control of the tentral transfer of the Tombes and the control of the tentral transfer of the Tombes and the control of the Tombes and the tentral transfer of the tentral t

while the ship was at Hampton Roads.

Mullen was taken to the Tombs court yesterday, placed in a line with other prisoners and Le Bau was then asked to identify the sailor. He had not the slightest difficulty. Despite the fact that Mullen wore civilian clothes Le Bau instantly pointed Æullen out as the sailor who held him while the three other robbers beat and robbed him. Mullen was sent to the Tombs in default

BLOCKADE IN THE SUBWAY. Slight Accident on the Lenex Avenue Line Causes Long Delay.

A northbound Lenox avenue local train in the subway got into trouble after it left in the subway got into trouble after it left
Ninety-sixth street and was heading east
under 103d street at half past 3 o'clock
verterday afterward and trouble after it left
if they were in uniform, for he thought
they were friends of his. 'It was a pretty
mean trick to pinch me,' he concluded.
Lewin vehemently denied that he had yesterday afternoon and tangled up traffic badly for an hour. The accident itself didn't amount to much, but it caused growling and sweating from the Battery to Ninety-sixth street.

The seven car local stopped with a jerl that threw standees off their feet. The gear of the hindmost motor car gave way. locking the rear wheels, and they skidded and then flopped off the rails, throwing the car askew off the northbound track and part way on to the southbound track. .

Motorman James Miller brought his train up with a jerk. Some of the passengers were bounced around roughly, but nobody was hurt. The Interborough company's office was notified and Surt. Merritt was sent up with a wrecking crew. The passengers had to wait ten minutes in the stuffy tube until orders came to empty the

It took an hour to reoren traffic on the northbound track of the Lenox avenue line and forty minutes to clear away on the southbound track. During that time people piled up on the platforms at Ninetysixth street and at other stations wanted a Lenox avenue train. There was a good deal of complaint because the ticket sellers kert right on selling tickets for twenty minutes or more after the accident up the line. At the Ninety-sixth street station many people demanded transfers to surface cars, but the ticket sellers wouldn't give them out.

STATE FAIR WORK FAR BEHIND. Commissioners Waiting for Gov. Hughes to Sign the Appropriation Bill.

STRACUSE, June 24.-The State Fair Commission met at the Yates Hotel this afternoon to discuss the outlook for the coming exhibition in September, which event the most sanguine admit is dubious. No definite action was taken regarding the arrangements and the commission adjourned to Friday of this week at Albany. Although the commissioners would not admit it, it is believed that the meeting on Friday will be to induce Gov Hughes to sign the State fair appropriation bill at once, which will permit the commission ers to begin active work.

Heretofore the State fair appropriation has been available in March or early spring and the commissioners have been able to and the commissioners have been able to go on with the work of getting out price lists and improving the grounds. As the laws are very rigid and make the commissioners personally liable for any debts incurred before the money is appropriated they are not willing to go ahead. The work this year is practically at a standstill. The bill as finally amended and passed by both houses is in Gov. Hughes's hands. One close to Senator White said that the Senator has approached Gov. Hughes on several occasions and asked that he sign it. Gov. Hughes said that he was thoroughly

Gov. Hughes said that he was thoroughly in sympathy with the fair and would take up the bill in its turn.

Gaston Phillip Indicted for Murder WASHINGTON, June 24.-Gaston Phillip

of Claverack, N. Y., and this city was today indicted by the Grand Jury for killing Frank B. Macaboy, a hackman, at the Arlington Hotel on May 18. Phillip and Arington Hotel on May 18. Phillip and Macaboy had spent the previous night riding around town in an automobile and stopped at the hotel shortly before 7 o'clock in the morning. They went to Phillip's room and became involved in a quarrel over an alleged debt which Phillip owed Macaboy for cab hire. Macaboy was shot in the left side of his chest and died a day or so later at the Emergency Mospital.



When it showers on tour-Showerproof dusters of cra venetted Sicilian and mohair, \$10 and \$12.

Burberry weatheralls-imported from England, \$20 and Rubber auto shirts, \$5 and

Rubber coats and military capes, Alexombric motor coats

and mackintoshes. They're some of our clothes that don't have to come in when it rains.

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13th st. 32nd st. Warren st.



You find you're short of something to wear. You write or wire or long

distance us, and you get what you want by first express. Our Mail Order Department

is on the jump for emergency service to men and boys. Clothing, furnishings, hats,

shoes and all sorts of things to pack them in, including motor

ROGERS, PEET & COMPANY. Three Broadway Stores. opposite City Hall. Union Square. Greeley Square.

"TWO PIECE" SUIT

To measure \$17, reduced from \$25 and \$35-blue, black and gray serges, homespuns and fancy unfinished worsteds. We guarantee the style and tailoring equal to the costliest garments.

Samples given or mailed to any address.

ARNHEIM,

Broadway and Ninth Street.

DRINKS FOR MEN IN UNIFORM. MYSTERIOUS SHOOTING AFFRAY One Prominent Pittsburger Fires Five Policemen After Them, Saloonkeeper Says

-Sur prised at His Arrest. Magistrate Cornell got a surprise in the Jefferson Market court yesterday morning when August Timm, a bartender in the saloon at 234 Eighth avenue, who was arrested by Policemen Lewin and O'Donnell of the West Twentieth street station for alleged violation of the Sunday liquor law, told him that the police had been in the habit of coming into his place in full uniform and getting drinks. He had not

expected to be arrested, he said. "By Jove," said the Court, "if that be true it points to a peculiar condition of affairs. The police violated their own laws every time they went in there in uniform to get a drink. If they were in the habit of doing such a thing I can't believe they would have the hardihood to bring this man here a prisoner. He knows too

much." Timm went on to say that he had thought nothing of serving the policemen even

ever visited the saloon either in uniform or in citizen clothes. O'Donnell ador in citizen clothes. O'Donnell admitted that he had visited the place in citizen's clothes but never in uniform. Both policemen said that they were in uniform when Timm sold them two glasses of beer for 10 cents.
"That is certainly a peculiar defence

that Timm makes," commented the Cour "It looks queer to see policemen in uniform get served on Sunday anyway. I should thinkthat the bartender would know he was violating the la wand be afraid of the police. I know this Policeman Lewin to be a good officer and don't think he would do such a thing. The fact remains that Timm violated the law. I'll hold him in \$200 for

MISSING SANDERSON DISMISSED. Census Bureau Agent Who Disappeared on June & Has Been Discharged.

It was learned in Newark yesterday that Elmore W. Sanderson, who has been missing since June 5, was dismissed as special agent of the United States Census Bureau two weeks ago for unsteady habits. Mrs. Laura Sanderson, his wife, who is at the home of her mother, 35 South Twelfth street, fears that something serious has happened to her husband.

Mrs. Sanderson declared that her husband left home June 5 on a business trip that would take him two days to complete. She has been to Washington and to his office at Pier 12. East River, but has not been able to get any trace of him after June 12. That was the last time he was at

his New York office.

Mrs. Sanderson said her husband did
not report at his office for the three days
following his disappearance from home. There is an order compelling all agents of the bureau to report to the office at least once within three days, a violation of which is sufficient to warrant diamissal from the service. Mrs. Sanderson could give no reason why her husband did not report.

X-SCIENTIST HELD FOR TRIAL. His Six-Year-Old Child Died of Pneumoni Without Medical Treatment.

Coroner Acritelli swore out a warrant yesterday for the arrest of Clarence Byrne Scientist whose six-year-old daughter Violet recently died of pneumonia. Coroner Acritelli held an inquest and Byrne said that the child received no medical treatment, but had the absent treatment by prayer. Coroner Acritelli received the stenographer's transcription of his notes in this case yesterday and decided to arrest

Byrne.

In the police court Byrne waived examination and was held in \$500 bail for trial in the Court of Special Sessions on a charge of "wilfully failing to provide proper medical attention for the sick child."

At the inquest Byrne said his wife and ten children had died. Half of them had received the Christian Science them.

Accused of Stealing Registered Letters

Maurice Burkan of 117 Ludlow street, a clerk in the second division of the General Post Office, was arrested yesterday by Postal Inspectors Jacobs and Myers on the charge of stealing two registered letters which were found on him. He was held in \$2,500 for examination.

Benjamin Freeman and Harry Aronson, who said they lived in Boston, were held by United States Commissioner Shields

yesterday for examination, charged with stealing registered mail from the Post Office

sub-station in a drug store at Second avenue and Nineteenth street.

Shots at Another in His Office. PITTSBURG, June 24 .- Major T. Lemuel Harper, one of the most prominent steel men in this city, to-day tried to kill Levi

De Wolf a wealthy merchant, in De Wolf's

Back of the shooting there is said to be a social scandal. Major Harper had two revolvers when Major Harper had two revolvers when hencered De Wolf's office and began firing. De Wolf and Adolphus E. Adams, a broker, grappled with Harper and finally disarmed him, after he had fired five bullets into the walls and ceiling. Harper is locked up at central station, Director Ridgway having refused to permit his release on bail.

having refused to permit bail.

The prisoner is secretary of the famous Americus Republican Club. He was for many years superintendent of the J. Painter & Sons' steel mills and later acted as district manager for the American Steel Hoop Company. He is an expert in the manufacture

pany. He is an expert in the manufacture of steel.

De Wolf is a brother of Mrs. J. M. Gusky and is also a leading member of the Americus club. Both refuse to t lk about the row. The first quarrel of curre at the Americus club a week ago. Major Harper called De Wolf a vile name, blows were struck, took Major Harper away

EDISON CO. FINED \$500

For Violating Smoke Ordinance-Has Spent \$200,000 Perfecting Consumer.

The New York Edison Company was fined \$500 yesterday in the Court of Special Sessions for two violations of the smoke ordinance in their plant at Thirty-eighth street and East River. The company's comesel said that to avoid making smoke the company now used nothing but anthractic coal, but that this produced the cinders named in one of the complaints. He further said that the company had spent \$200,000 in perfecting a smoke consuming appearatus that would satisfy Dr. Darlington. This will soon be installed.

Five other smoke offenders were con-victed and let down with a suspension of

NOT DEAD, BUT SLEEPING.

Vets Had to Be Taken to O'Grady's Cot Before They Would Believe He Was Alive.

Numerous telephone messages were received last night at the Harlem Hospital asking if it was true that Patrick O'Grady. 70 years old, a pedler of 2480 Eighth avenue, was dead. O'Grady was admitted to the hospital two weeks ago suffering from pneumonia. At no time has his condition been thought critical.

He was a veteran of the civil war and a nember of Lafayette Post, G. A. R. Shortly after midnight a delegation of men who said that they were old soldiers called at the hospital to take charge of O'Grady's body. To prove to the callers that the veteran was still living they were taken to his cot, where O'Grady was shown to them peacefully sleeping.

MISSING RECTOR RETURNS.

Family He Deserted Reconciled-Pretty Chorister Still Absent.

BRIDGETON, N. J., June 24.—The Rev. Oscar W. Fisher, who, after resigning the pastorate of St. John's German Lutheran Church in this city, deserted his wife and of 219 West Eleventh street, the Christian | six children on April 1 and disappeared on the same day that his pretty choir singer, Miss Christina Scheyhing, vanished, turned unexpectedly to Bridgeton to day. He effected a complete reconciliation with his wife and family and then immediately went to Philadelphia, where his family went to Philadelphia, where his lamily will join him in a week or so. Philadelphia will be their permanent home hereafter. Miss Scheyhing did not accompany the minister here. It was learned that she is working in a Philadelphia department

> Grand Jury Takes Up Scrugham Charges, The Grand Jury took up yesterday the charges against George R. Scrugham, manager of the International Policyholders Committee, growing out of the election of the New York Life Insurance Company. Scrugham was held for conspiracy and forgery. About half the witnesses were examined yesterday and the investigation will be continued to-day.

> Boy Hurt by Toy Cannon Explosion. Carman Blas, 15 years old, of 582 Kingston avenue, Brooklyn, couldn't wait until July 4 to celebrate. He loaded a toy cannon yesterday and then touched it off. The cannon exploded and Carman's right thigh was badly injured. He was removed to the Kings County Hospital.



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MONTGOMERY & STONE IN THE SAVOY Sth St. & B'way. Eves. 8:15. Mats. Thurs. & Sat. 2:15. Sat. 2:15. By George Broadhurst

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Last WEEK THIS SEASON.

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